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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ALYSE BOYKIN,

Plaintiff,

v.

UNITED STATES OF AMERICA:
DOES I through X; and ROE
CORPORATIONS I through X, inclusive,

Defendant.

Case No. 2:22-cv-00717-MMD-DJA

**Stipulation and Order to Schedule
Settlement Conference and
Stay Remaining Deadlines**

Pursuant to LR 26-3 and the Court's inherent power, the parties respectfully request that the Court set this matter for a settlement conference and stay the deadline of July 9, 2023, for the proposed joint pretrial order.

This action arises under the Federal Tort Claim Act ("FTCA")¹ for alleged injuries to Plaintiff arising from an October 22, 2018, car accident. The parties have completed discovery. The only remaining deadlines are those of June 8, 2023, for dispositive motions and July 9, 2023, for the proposed joint pretrial order.

Often in this district, civil cases are referred for a settlement conference after a ruling on dispositive motions, if any, and after the filing of the proposed joint pretrial order. The parties submit that it would conserve their resources, as well as those of the Court, if the settlement conference for this matter were held before the filings and adjudications, as

¹ 28 U.S.C. §§ 1346(b)(1), 1402(b), 2401(b), 2402, 2671-2680.

1 applicable, of dispositive motions and the proposed joint pretrial order. Additionally, defense
 2 counsel has scheduled leave and travel during the time that the proposed joint pretrial order
 3 would be due. A district court has wide latitude in controlling discovery, *Volk v. D.A. Davidson*
 4 & Co., 816 F.2d 1406, 1416–17 (9th Cir. 1987), as well as the inherent power to stay causes on
 5 its docket to avoid duplicative litigation, inconsistent results, and waste of time and effort,
 6 *Stern v. United States*, 563 F. Supp. 484, 489 (D. Nev. 1983) (Supreme Court citations omitted).

7 If this case were not resolved at the settlement conference, the parties agree to submit
 8 within 14 days thereafter a new, proposed schedule for dispositive motions and the proposed
 9 joint pretrial order.

10 Taking into accounts their schedules and obligations in other cases, the parties propose
 11 the following dates for a settlement conference:

12 August 16–18, 2023;

13 the week of August 21, 2023; and

14 the week of August 28, 2023;

15 the week of September 11, 2023;

16 the week of September 18, 2023; and

17 the week of September 25, 2023.

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1 Accordingly, the parties respectfully request that the Court grant this stipulation and
2 thereafter issue a separate order setting the date, details, and requirements for the settlement
3 conference.

4 Respectfully submitted this 30th day of May 2023.

5 MOSS BERG INJURY LAWYERS

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6
7 /s/ Marcus A. Berg
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11 IT IS SO ORDERED. The Court will enter a separate order setting the
12 settlement conference.

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UNITED STATES MAGISTRATE JUDGE

14 DATED: June 1, 2023
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